## The Honorable Robert J. Bryan 1 2 3 4 5 6 7 8 UNITED STATES DISTRICT COURT WESTERN DISTRICT OF WASHINGTON 9 AT TACOMA UGOCHUKWU GOODLUCK NWAUZOR, Case No. 3:17-cv-05769-RJB 10 FERNANDO AGUIRRE-URBINA, individually and on behalf of all those 11 similarly situated, 12 Plaintiffs/Counter-Defendants, 13 14 THE GEO GROUP, INC., 15 Defendant/Counter-Claimant. 16 STATE OF WASHINGTON, Case No. 3:17-cv-05806-RJB 17 Plaintiff, NOTICE OF IMMIGRATION AND **CUSTOMS ENFORCEMENT'S** 18 POSITION REGARDING MOTION TO 19 COMPEL (C17-5806, Dkt. 596; C17-THE GEO GROUP, INC., 5769, Dkt. 484) 20 Defendant. 21 22 23 24 25 26 27 AKERMAN LLP

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Please find attached ICE's notice of position stating that Ms. Monica Burke, Acting 2 Assistant Director of ERO's Custody Management Division, should be substituted in place of 3 Mr. Johnson for purposes of compliance with the August 23, 2021 subpoena issued by GEO. 4 While it is GEO's position that ICE must comply with the subpoena, GEO does not object to 5 the substitution of Ms. Burke for Mr. Tae Johnson. Respectfully submitted this 17<sup>th</sup> day of October 2021. 6 **AKERMAN LLP** 8 By: *s/ Adrienne Scheffey* Adrienne Scheffey (Admitted pro hac vice) 1900 Sixteenth Street, Suite 950 Denver, Colorado 80202 10 Telephone: (303) 260-7712 Facsimile: (303) 260-7714 Email: adrienne.scheffey@akerman.com By: s/ Jacqueline M. Arango Jacqueline M. Arango (Admitted *Pro Hac Vice*) 98 Southeast Seventh Street, Suite 1100 Miami, Florida 33131 Telephone: (305) 374-5600 15 Facsimile: (305) 374-5095 16 Email: jacqueline.arango@akerman.com FOX ROTHSCHILD LLP 18 By: *s/Al Roundtree* Al Roundtree, #54851 1001 Fourth Avenue, Suite 4500 Seattle, Washington 98154 Telephone: (206) 624-3600 Facsimile: (206) 389-1708 Email: aroundtree@foxrothschild.com THE GEO GROUP, INC. By: s/ Wayne H. Calabrese Wayne H. Calabrese (Admitted *Pro Hac Vice*) Joseph Negron Jr. (Admitted *Pro Hac Vice*) 4955 Technology Way 26 Boca Raton, Florida 33431 Telephone: (561) 999-7344 Telephone: (561) 999-7535

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1 PROOF OF SERVICE 2 I hereby certify on the 17<sup>th</sup> day of October, 2021, pursuant to Federal Rule of Civil 3 Procedure 5(b), I electronically filed and served the foregoing via the Court's CM/ECF 4 system on the following: 5 OFFICE OF THE ATTORNEY GENERAL Marsha J. Chien Andrea Brenneke 6 Lane Polozola Patricio A. Marquez 7 800 Fifth Avenue, Suite 2000 Seattle, Washington 98104 8 Attorneys for Plaintiff State of Washington 9 **SCHROETER GOLDMARK & BENDER** Adam J. Berger, WSBA #20714 10 Lindsay L. Halm, WSBA #37141 Jamal N. Whitehead, WSBA #39818 11 Rebecca J. Roe, WSBA #7560 401 Union Street, Suite 3400 12 Seattle, Washington 98101 Telephone: (206) 622-8000 Facsimile: (206) 682-2305 13 Email: hberger@sgb-law.com Email: halm@sgb-law.com 14 Email: whitehead@sgb-law.com Email: roe@sgb-law.com 15 THE LAW OFFICE OF R. ANDREW FREE Andrew Free (Admitted *Pro Hac Vice*) 16 P.O. Box 90568 Nashville, Tennessee 37209 17 Telephone: (844) 321-3221 Facsimile: (615) 829-8959 18 Email: andrew@immigrantcivilrights.com 19 **OPEN SKY LAW PLLC** Devin T. Theriot-Orr, WSBA #33995 20415 72nd Avenue S, Suite 100 20 Kent, Washington 98032 Telephone: (206) 962-5052 21 Facsimile: (206) 681-9663 Email: devin@opensky.law 22 23 MENTER IMMIGRATION LAW, PLLC Meena Menter, WSBA #31870 8201 164th Avenue NE, Suite 200 24

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